

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TEXAS  
SAN ANTONIO DIVISION

**FILED**  
AUG 1 2007  
CLERK, U.S. DISTRICT COURT  
WESTERN DISTRICT OF TEXAS  
BY                       
DEPUTY CLERK

ALASKA LABORERS EMPLOYERS  
RETIREMENT FUND, On Behalf of  
Itself and All Others Similarly Situated  
and Derivatively on Behalf of Clear  
Channel Communications, Inc.,  
Plaintiffs,

CLASS AND DERIVATIVE  
ACTION

v.

L. LOWRY MAYS, *et al.*,  
Defendants,

No. SA-07-CA-0042-RF

- and -

CLEAR CHANNEL  
COMMUNICATIONS, INC.,  
a Texas corporation,  
Nominal Defendant.

**ORDER**

On this day, the Court considered the status of this case. On May 23, 2007, the Court signed an order permitting Plaintiffs to file amended complaints no later than 14 days after Clear Channel files its amended proxy and prospectus with the Securities and Exchange Commission. The original complaint and corresponding motions were effectively rendered moot by significant changes in the terms of the proposed merger. Because this case is dormant, it should be administratively closed until the amended complaints are filed.<sup>1</sup>

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<sup>1</sup> See *CitiFinancial Corp. v. Harrison*, 453 F.3d 245, 250 (5th Cir. 2006); *Mire v. Full Spectrum Lending, Inc.*, 389 F.3d 163, 167 (5th Cir. 2004).

Accordingly, it is ORDERED that this case is administratively closed, subject to reopening upon the filing of amended complaints.

Signed this 1<sup>ST</sup> day of August, 2007.

  
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ROYAL FURGESON  
UNITED STATES DISTRICT JUDGE